

FILED - USDC - NH

2023 MAY 25 PM 10:23

Disciplinary Policy

NHSP

1:23-fp-202

Like a jail or prison, the SPU has a discipline system, which is not well-defined, and is unevenly enforced. Rather than providing incentives for good behavior, it functions as a retaliatory tool against inmates whom the staff don't like. No matter how tenuous the evidence, (and there never is any) it's always my fault. Obviously this undermines the legitimacy of their already tenuous claim to legal or moral authority; study after psychological study has documented the role of random acts of violence & chaotic dysfunction in general in the development of antisocial personality disorder, which is purportedly their treatment target? I don't know, these things are kept secret from me.

Administrative Remedies: I can't access IAS or grievance forms as I need to; I can't get paper writing instruments which are re-purposed with carbon paper, rendering the process inordinately time consuming to almost users. When I am able to access the formal Complaint system I'm chastised for "writing too much". I repeatedly note that it's practically impossible for me to keep my Complaints at a certain length without losing the opportunity to address other problems.

Although the handbook calls for 2nd & 3rd level grievances, in actuality these are merely rerouted back to the person who never bothered to address my IAS, begging the question whether such a process actually exists in any practical form. Since no one at NHSP is actually motivated to resolve inmates' problems, it's questionable whether it can even lay claim to the title of "grievance procedure" in the first place.

Spurious excuses for not responding to IASs include: derogatory statements about staff members, even those that are true, writing more than four inches down the page, asking for clarification on questions which were never properly answered the 1st time when that person's intention is to obfuscate, addressing multiple pressing issues at once, using an IAS form to document a grievance when a grievance form is unavailable, and just pure laziness.

Assault by Officers: It happens, and they cover it up by claiming that I attacked them; the old "resisting arrest" can. The woman assigned to me for counselling admitted she was not allowed to see footage, whereas the privilege was denied to her predecessor. It would be one thing if they weren't briefing clinical staff with falsified "use of force" reports, but it turns out this is interfering with my medical care too.

In an incident which will forever live in infamy, some line officer named Walsh imagined that I tried to bite him, screamed and pulled his hand away. And then when it was clear he had overreacted, couldn't live up to the shame of retracting his story, so instead doubled down, pinching his hand to make it appear red & claiming this was a bite mark. (there was no saliva or bite marks, he just didn't want to look like a pussy).

Like my friends at Grafton DoC he also engaged in fantasies that I was trying to touch his dick. No one wants to read about this.

Property: Captain Marshall & officer know that they can seize my property & dispose of it at any time, or, even worse, that it doesn't matter whether or not this is legal because no NH court will bother to enforce the law. You can prove them wrong.

Discussions: I'm pursuing damages against all defendants, in their personal & official capacities, under a due process rubric. This section will be expanded upon later. Apparently NH waived sovereign immunity in State v. Bousseau. Nevertheless, it appears that immunities can't be contemplated within the context of §1983 because per the original text of the law codified in the late 19th century (1874?) which explicitly states that it would not contemplate common law immunities, and more.

Motion to X-file; motion for preliminary injunction vis à vis personal property: I've been whining pretty vociferously in Woodham v. NHSP, GCOC, 20-cv-236-SM, 19-cv-1194-JL about SPU staff's scheme to extort me into donating my books to the facility; ostensibly, in response to my lawsuit, administration has sequestered these - officially, of course; officially, no one will answer my questions about them. With a must-likely-to-be successful appeal pending, I'd like the opportunity to get my ducks in a row so to speak and inventory them before I'm released. Because the property officer is a miserable asshole who hates me, and so-called management supports their old bully no matter what. I can't do this without a court order demanding they do the reasonable thing & appoint someone who won't pursue aggressively shatoye me at every opportunity, to handle the task.

Quoting from Professor Reinhardt's game-changing California L. Rev. article, "Qualified Immunity's Flawed Foundation", it appears that S.Ct decisions enjoining qualified immunity into common law relied on a version of the UGC which omitted the underlined text of the 19783 statute, presented here in context, "Any person within the jurisdiction of the United States to the deprivation of any rights, privileged or immunities secured by the Constitution of the US, shall, any such law, statute, ordinance, regulation, custom or usage of the state to the contrary notwithstanding, be liable to the party injured in any action at law, suit in equity, or other proper proceeding for redress."

Planned 5/23/23 to US Court - D.N.H. vs Lee Circe Woodham, plaintiff.

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UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE
55 PLEASANT STREET, ROOM 110
CONCORD, NEW HAMPSHIRE 03301-3941

OFFICE OF THE CLERK

Daniel J. Lynch, Clerk of Court
Tracy Uhrin, Chief Deputy Clerk

Telephone: 603-225-1423
Web: www.nhd.uscourts.gov

May 19, 2023

Grace Woodham, #139265
NH State Prison - SPU
P.O. Box 2828
Concord, NH 03302-2828

So RE: my recent filings
1:23-fp-0195
1:23-fp-244
1:23-fp-202

Re: Documents received May 19, 2023

I'm not a prisoner. I've been involuntarily committed to the SPU, ~~but~~ which looks like a prison, acts like a prison, smells like a prison, guards like a prison, etc., but is actually a HOSPITAL. the N.H. S. C said so so it must

Dear Ms. Woodham,

The court received the enclosed documents for filing. There is no case number indicated, therefore they are being returned.

I do need to file in forma pauperis however because while my Accounts has no problem deducting from my account for various spurious reasons, they will not cut me a check. They just won't. Sincerely, they will not cut me a check. They just won't.
BMFantasia It's so crazy, but I won't try to fight it. (I'm just gonna sue them, haha...)
Brandy Fantasia I really want to pay you, though. Deputy Clerk pls take my \$\$\$

/bmf
enclosures

So actually I was filing a formal complaint per 28 USCS §351-364 trying to encourage this court to deliberate & rule on at least a couple of my prior injuries, something which hasn't happened yet despite some of those jackets sitting in queue for nearly 4 years now.

I didn't want to get anyone in trouble, I just want to fix this; is there a less high-stakes administrative route I could take? that was a polite letter to the Chief Judge's staff... oh joy... -

Also I really want to encourage the court to bill my inmate account, especially if this has a positive net effect on the staff you can hire + how quickly you will be able to ~~address~~ my NEEDS lol. If you don't take it NHSP will find an excuse to steal it & I'll be litigating that here, oh joy... -

Grace Woody
SPU 134265
281 N State St
Concord NH 03301

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clerk of court
US Dist Court
55 Pleasant St
Concord NH 03301

"Mailed from the NH State Prison. Contents have not
been evaluated. Not Responsible for content/substance."

legal